UTILITY PATENT APPLICATION TRANSMITTAL

(for continuation/divisional/continuation-in-part applications under 37 C.F.R. § 1.53(b))

22581 U.S.PTO
10/691919
102303

Customer No.	**000201**
Attorney Docket Number:	F3259(C)
Applicant:	Buter et al.
For:	Process for Extruding Ice Cream, Apparatus for Achieving Such Extrusion and Products Resulting Therefrom
Express Mail Label No.:	ER 292 456 721 US
Date Deposited:	October 23, 2003
UNUS No.:	Y2-0276-A-UNI
Assignee:	Good Humor - Breyers Ice Cream

To: Commissioner for Patents
Box: Patent Application
P.O. Box 1450
Alexandria, VA 22313-1450

APPLICATION ELEMENTS

1. [X] Fee Calculation (Box 15) and Authorization (Triplicate copies of this form are enclosed)
2. [X] Specification and Claims (18) Total Pages
3. [X] Informal Drawings (6) Total Sheets
4. [X] Executed Declaration
 a. [] New
 b. [X] Copy from a prior application (37 C.F.R. § 1.63(d)) (for continuation/divisional with Box 14 completed).
 i. [] Signed statement attached deleting inventors named in the prior application (37C.F.R. § 1.63(d)(2) and 1.33(b).
5. [] Incorporation by reference (*useable if Box 4(b) is checked)*. The entire disclosure of the prior application, from which a copy of the declaration is supplied under Box 4(b), is considered as being part of the accompanying application and is hereby incorporated by reference herein.
6. [] Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
 a. [] Computer Readable Copy
 b. [] Paper copy (identical to computer copy)
 c. [] Statement verifying identify of above copies.

ACCOMPANYING APPLICATION PARTS

7. [X] IDS PTO-1449
8. [] Copies of IDS citations
9. [X] Preliminary Amendment
10. [X] Two (2) Return Receipt Postcards
11. [] Certified Copy of Priority Document
12. [] The benefit under 35 U.S.C. § 119 is claimed of the filing of:
13. [] Other:

14. [X] If a **CONTINUING APPLICATION**, check appropriate box and supply requisite information:
 [X] Continuation [] Divisional [] Continuation-in-Part (CIP)
 of prior application No.: 09/833,987-; title: Process for Extruding Ice Cream apparatus for Achieving Such Extrusion and Products Resulting Therefrom.
 a1. [] Amend the specification by inserting before the first line:
 --This is a <continuation, divisional or continuation-in-part> **SECY - CHOOSE ONE** of Serial No. _____ filed _____, which was a national stage filing under 35 USC 371 of PCT/XX/_____ filed _____ which International Application was published by the International Bureau in English on _____—

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02/07/2001

a2. [X] Amend the specification by inserting before the first line:
--This is a continuation of Serial No. 09/833,987 filed April 12, 2001--

b. [X] The prior application is assigned to Good Humor - Breyers Ice Cream.

c. [X] Priority of foreign application No. 00303174.7 filed on April 14, 2000, in the country of Europe is claimed under 35 U.S.C. § 119. A certified copy of the foreign priority application has been filed in prior application Serial No. 09/833,987 filed on April 12, 2001.

d. [] *(Check if applicable)* Abandon said prior application as of the filing date accorded this application. A duplicate copy of this form is included for filing in the prior application.

e. [X] *(Check if applicable)* Transfer the drawings from the prior application to this application. A duplicate copy of this form is included for filing in the prior application.

15. [X] The FILING FEE (including any claims introduced or cancelled by Preliminary Amendment) is calculated below:

CLAIMS				
FOR	NUMBER FILED	NUMBER EXTRA	RATE	BASIC FEE $770.00
Total Claims	12 - 20		X $ 18.00	
Independent Claims	4 - 3		X $ 86.00	86.00
Multiple Claims	Yes / No		X $290.00	
TOTAL FILING FEE . . .				$856.00

16. [X] Charge $856.00 to Deposit Acct. #12-1155. Triplicate copies of this letter are enclosed.

17. [X] The Commissioner is hereby authorized to charge any additional fees, which may be required, including all required fees under
[X] 37 C.F.R. § 1.16;
[X] 37 C.F.R. § 1.17;
[X] 37 C.F.R. § 1.18.

18. [X] **Correspondence Address:**

CUSTOMER NUMBER: 000201

Respectfully submitted,

Gerard J. McGowan
Attorney of Record
Reg. #29,412

GJM/pod
(201) 840-2297

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02/07/2001